

**IN THE UNITED STATES DISTRICT COURT FOR THE
EASTERN DISTRICT OF VIRGINIA
NORFOLK DIVISION**

UNITED STATES OF AMERICA,	:	
	:	
Plaintiff,	:	
	:	
v.	:	Civil Action No. 2:20cv410
	:	
HAMPTON ROADS REGIONAL	:	
JAIL AUTHORITY,	:	
	:	
Defendant.	:	

MEMORANDUM OF LAW IN SUPPORT OF DEFENDANT’S
MOTION TO FILE DOCUMENT UNDER SEAL

Defendant Hampton Roads Regional Jail Authority (“HRRJA”), by counsel, and pursuant to Local Rule 5, submits this Confidential Memorandum in support of its Motion to File Document Under Seal. Exhibit A to this Motion is a letter from HRRJA’s Counsel to the Court containing confidential information which may affect the security of the jail and the safety of jail staff, inmates, and the public.

Courts are generally cognizant of protecting the security of correctional facilities. For instance, in *Fourhorn v. City and County of Denver*, 261 F.R.D. 564 (D. Colo. 2009), the court issued a protective order which prohibited the dissemination of jail policies and information related to jail security. The court noted that “[a]mple caselaw addressing issues relating to jail or prison security and safety concerns reflects a broad policy against Court interference in matters which affect those concerns.” *Id.* at 569 (citing *Thornburgh v. Abbott*, 490 U.S. 401, 415 (1989) (noting that it is “beyond question” that jails have a legitimate interest in protecting security pursuant to the policies they enact); *Whittington v. Sokol*, No. 06-cv-01245-EWN-CBS, 2008

CERTIFICATE OF SERVICE

I hereby certify that on this 11th day of October 2023, I will electronically file the foregoing ***Memorandum of Law in Support of Defendant's Motion to File Document Under Seal*** with the Clerk of Court using the CM/ECF system which will then send a notification of such filing (NEF) to the following:

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